

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

CARYL VONDRA, Personal Representative of
the Estate of Melvin Vondra, WILLIAM
MEYERS, Personal Representative of the
Estate of Patricia Meyers, and COREY ILG,
Personal Representative of the Estate of Duane
Ilg,

Plaintiffs,

v.

CHEVRON U.S.A., INC., SHELL CHEMICAL
L.P., SHELL OIL COMPANY, UNION OIL
COMPANY OF CALIFORNIA, BARTON
SOLVENTS, INC., and CITGO PETROLEUM
CORPORATION,

Defendants.

8:07CV85

MEMORANDUM AND ORDER

This matter is before the court on the defendants' motions for reconsideration, Filing Nos. [218](#), [220](#), and [222](#). Defendants ask the court to reconsider its ruling on defendants' motion for summary judgment, citing the recent case of [Taylor v. American Chemistry Council, 576 F.3d 16 \(1st Cir. 2009\)](#). Alternatively, defendants seek certification of a question to the Nebraska Supreme Court. The court has reviewed the case and the parties' respective positions and finds that motion should be denied. There are factual issues that need to be resolved before the legal issues can be addressed.

IT IS ORDERED that the defendants' motions to reconsider or certify (Filing No. [218](#), Filing No. [220](#), and Filing No. [222](#)) are denied.

DATED this 20th day of October, 2009.

BY THE COURT:

s/ Joseph F. Bataillon
Chief District Judge

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